IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE SEVENTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 16117 of 2004

Between:

Sri Kishan Sharma S/o. B.Bhawarlal Sharma
R/o. H.No.12-14-15, Lalapet, Secunderabad.

..... PETITIONER

AND

1 The Revenue Divisional Officer, East Division, Ranga Reddy District at Malakunta, Goshamahal, Hyderabad.
2 The Mandal Revenue Officer, Keesara Mandal at Keesara, Ranga Reddy District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or writs, order or direction more in the nature of a writ of mandamus for issue of a positive direction to the respondents directing them not to enforce any order except by following due process of law and thereby be not to interfere in the Petitioner's house property i.e House in Plot No.2 forms part of Sy.Nos.310 and 311 of Village and Gram Panchayat Nagaram, keesara Mandal Medchal Taluk, Ranga Reddy District.

Counsel for the Petitioner:MR.R.NARASIMHA REDDY

Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following ORDER:

This writ petition is filed by the petitioner stating that he has purchased a plot admeasuring 366 sq.yards, which forms part of Survey Nos.310 and 311 of Nagaram Village, Keesara Mandal, Medchal Taluk, under a registered sale deed dated 27-11-1987. Since then, he is in possession of the property. In the year 2001, he obtained necessary permission from the Gram Panchayat for construction of a house in the said plot. While so, the respondents came along with some court order and started measuring the neighbouring plot of the petitioner and also entered into his premises. Without informing any particulars for measuring his land, the respondents measured his land and directed him to vacate the house property within one week otherwise, necessary eviction proceedings will be issued.

The learned Government Pleader for Revenue appearing for the respondents submits that Sri K.G.Somasunder and K.R.Sethu Ramesh and D.Sarala filed L.G.C.No.252 of 1995 before the Land Grabbing Court and obtained orders for due eviction of the occupants in the said property. Pursuant to the orders passed by the Land Grabbing Court, the Mandal Revenue Officer through Memo No.B/3050/2004, dated 06-08-2004, called upon the Mandal Revenue Inspector to visit the spot and inform the person, who was in occupation of the property, to vacate the same.

In view of the same, status quo existing as on today shall be maintained for a period of one week. However, the petitioner is at liberty to move the Land Grabbing Court for necessary relief.

With the above observations, the writ petition is accordingly disposed of. No costs.

17th SEPTEMBER, 2004.

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To

1 The Revenue Divisional Officer, East Division, Ranga Reddy District at Malakunta, Goshamahal, Hyderabad.
2 The Mandal Revenue Officer, Keesara Mandal at Keesara, Ranga Reddy District.
3 Two CCs to the Government Pleader for Revenue, A.P.High Court Buildings, Hyderabad (OUT)
4 Two CD copies.